

Filed by: Merits Panel  
Administrative Patent Judge  
Mail Stop Interference  
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Fax: 571-273-0042

Filed: July 27, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

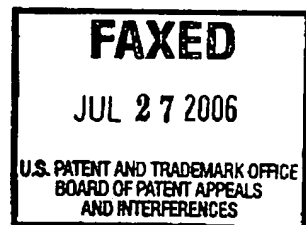
GIUSEPPE RASPANTI

Junior Party,  
(Patent 5,658,973)

v.

FRANCOIS GUGUMUS,

Senior Party  
(Application 10/081,291).



Patent Interference No. 105,262

Before Delmendo, Lane, and Moore, Administrative Patent Judges.

Lane, Administrative Patent Judge.

**Judgment - Request for Adverse - Bd.R. 127(b)**

A decision on non-priority motions has been entered. (Paper 56). The parties have agreed by stipulation that final judgment should be entered at this time. (See Paper 39).

Upon consideration of the record and for reasons given, it is

ORDERED that judgment on priority as to Count 1, the sole count of the

interference, is entered against junior party GIUSEPPE RASPANTI;

FURTHER ORDERED that junior party GIUSEPPE RASPANTI is not entitled to a patent containing claims 1, 4-6, 7, 10, 11, 14, and 15 of patent 5,658,973;

FURTHER ORDERED that senior party FRANCOIS GUGUMUS is not entitled to a patent containing claims 16-27 of application 10/081,291 (See Paper - at 82);

FURTHER ORDERED that, if there is a settlement agreement, the parties are directed to 35 USC § 135(c) and Bd.R. 205;

FURTHER ORDERED that a copy of this judgment shall be entered into the administrative records of Raspanti's 5,658,973 patent and Gugumus' 10/081,291 application.

/Romulo H. Delmendo/ )  
ROMULO H. DELMENDO )  
Administrative Patent Judge )

/Sally G. Lane/ )  
SALLY G. LANE )  
Administrative Patent Judge )

/James T. Moore/ )  
JAMES T. MOORE )  
Administrative Patent Judge )

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